

Message Text

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12
ACTION PM-04

INFO OCT-01 EA-09 ISO-00 CIAE-00 INR-07 NSAE-00 EB-07 L-03

/031 W
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R 190754Z AUG 76
FM AMEMBASSY KUALA LUMPUR
TO SECSTATE WASHDC 4322
SECDEF WASHDC
INFO CINCPAC
13THAF CLARK AB
CINCPACAF
CSAF WASHDC
CNO WASHDC

UNCLAS KUALA LUMPUR 4794

E.O. 11652: N/A
TAGS: MILI, MY, US
SUBJECT: RECIPROCAL WAIVER OF LANDING AND OTHER FEES FOR US
DOD AIRCRAFT

REF: (A) CSAD 041325Z JUN 76 (NOTAL), (B) USDAO KUALA LUMPUR 261018Z
MAY 76

1. UNTIL JAN 1976 US MILITARY AIRCRAFT WERE NOT CHARGED FOR LANDING, PARKING AND AIR NAVIGATION SERVICES WHEN LANDING AT MALAYSIAN AIR FIELDS OR TRANSITING MALAYSIAN AIR SPACE. SINCE JANUARY DEFENSE ATTACHE (DEFATT) HAS RECEIVED BILLS FOR SERVICES RENDERED TO US MILITARY AIRCRAFT, AND PILOTS HAVE HAD TO PAY LANDING FEES IN CASH BEFORE BEING CLEARED FOR TAKE OFF AT KUCHING, SARAWAK, AND KOTA KINABALU, SABAH. FIELDS NORMALLY USED ARE: RMAF BUTTERWORTH, KUALA LUMPUR INTERNATIONAL (SUBANG) AND THE TWO NOTED ABOVE. BUTTERWORTH IS A MILITARY AIR FIELD AND KUCHING HAS A MILITARY FACILITY AT THE CIVIL AIRPORT. SUBANG AND KOTA KINABALU ALTHOUGH CIVIS) ARE GOVT-OWNED AND OPERATED. (RMAF SEMPANG IN KUALA LUMPUR IS TOO SHORT TO TAKE TRANSPORT AIRCRAFT LARGER THAN C-130.)

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2. NEW "LANDING, PARKING AND HOUSING, PASSENGER SERVICE AND

AIR NAVIGATION FACILITY CHARGES REGULATION 1976" WHICH WERE ISSUED BY GOM CIVIAL AVIATION DEPARTMENT ON JAN 29 PROVIDE FOR EXEMPTIONS AS FOLLOWS: A) LANDING CHARGES PARA 2.6.1(B) "OFFICIAL AIRCRAFT OF COMMONWEALTH AND FOREIGN GOVERNMENTS ON THE BASIS OF RECIPROCITY." B) PASSENGER SERVICE CHARGES PARA 3.1(A) "A PASSENGER IN DIRECT TRANSIT..." AND (D) "HEADS OF STATE INCLUDING THEIR ENTOURAGE, MINISTERS AND OTHER DIGNITARIES VISITING MALAYSIA AS STATE GUESTS." C) HOUSING AND PARKING CHARGES PARA 4.7.1 "...AIRCRAFT REFERRED TO IN 2.6.1(B) SHALL BE EXEMPTED FOR VISITS UP TO A PERIOD OF 48 HOURS." D) AIR NAVIGATION CHARGES -- EXEMPTION ON SAME BASIS AS FOR LANDING AND PARKING FEES (CHARGES MADE ON BASIS OF AIRCRAFT WEIGHT).

3. CSAF HAS PROVIDED DEFATT (REF A) WITH INFORMATION THAT RMAF AIRCRAFT, FOR EXAMPLE C-130'S RECENTLY PURCHASED FROM LOCKHEED, WOULD NOT BE CHARGED FOR LANDING AT USAF BASES OR MILITARY SIDE OF JOINT FACILITY AERODROMES, OR U.S. CIVIL FIELDS UNDER USG CONTROL (SIMILAR TO K.L. INTERNATIONAL -- SUBANG).

4. ALTHOUGH BENEFIT TO USG FAR GREATER THAN POSSIBLE BENEFIT TO GOM, EMBASSY SEES NO REASON NOT TO REQUEST RECIPROCITY FOR LANDING FEES FROM MINISTRY OF FOREIGN AFFAIRS IF CASE CAN BE MADE THAT THERE ARE SUFFICIENT FACILITIES IN U.S. WHERE NO FEE WOULD BE CHARGED MALAYSIAN MILITARY AIRCRAFT THAT RECIPROCITY IS OF POTENTIAL BENEFIT TO GOM. WE DO NOT HAVE INFORMATION REGARDING EXTENT OF FACILITIES DESCRIBED IN CSAF LETTER. WE ALSO NEED TO KNOW WHETHER A NAVIGATION SERVICE FEE IS LEVIED ON FOREIGN OR DOMESTIC AIRCRAFT TRANSITING U.S.-CONTROLLED IFR'S. THEREFORE, WOULD APPRECIATE DEPARTMENT'S REACTION AND, IF APPROPRIATE, LANGUAGE FOR DIPLOMATIC NOTE REQUESTING RECIPROCITY. UNDERHILL

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